IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8178 of 2001

with

CIVIL APPLCIATIONS NOS.13068 and 12984 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE D.H.WAGHELA Sd/-

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

1 to 5 NO

SURAT (HAZIRA) KAMDAR KARMACHARI UNION

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 8178 of 2001

MR PC MASTER for Petitioner No. 1

MR PREMAL JOSHI AGP for Respondent No. 1-3

MR KM PATEL for Respondent No. 4

MR KS NANAVATI for NANAVATI ASSOCIATES

for Respondent No. 5

CORAM : MR.JUSTICE D.H.WAGHELA

Date of decision: 10/04/2002

ORAL JUDGEMENT

1. Learned counsel Mr.Master appearing for the petitioner fairly conceded that the reference of the industrial disputes having been made by the Government and the petitioner also having approached the Industrial Tribunal for interim relief, the main relief in the petition does not survive. He also submitted that, in case there is any grievance against the reference order about not referring certain demands, or if any amendments were required, the petitioner shall make necessary representation before the appropriate authorities and may also be required to approach the Court. However, that course is not only open to the petitioner but the petitioner can take all necessary steps if any cause of action arises or survives. With that clarification, the learned counsel seeks permission to withdraw the petition. Accordingly, the petition is disposed. Rule is discharged with no order as to costs. Interim relief stands vacated. The Civil Applications filed in this petition also stand disposed.

sD/-

(D.H.Waghela, J.)

10.4.2002

(KMG Thilake)